

# **EXHIBIT A**

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*Attorneys for Plaintiffs*

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH**

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KLAIR, et, al,  
Plaintiffs,

v.  
LONG, et, al,

Defendants.

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**DECLARATION OF COREY D.  
RILEY SUPPORTING MOTION FOR  
ENTRY OF DEFAULT AGAINST  
MILLCREEK COMMERCIAL  
PROPERTIES, LLC**

Case No. 2:23-cv-00407-AMA-CMR

Judge: Ann Marie McIff Allen

Magistrate Judge: Cecilia M. Romero

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I, Corey D. Riley, declare as follows:

1. I am over the age of 18, and if called to testify, could testify truthfully to the matters stated herein.
2. I am an attorney, licensed in the State of Utah, and I represent the Plaintiffs in the above-captioned matter.
3. I make this declaration based upon personal knowledge and on the contents of public records and business records known to me and obtained and/or

maintained by Deiss Law, PC in the ordinary course of business, which I believe to be true.

4. Defendant Millcreek Commercial Properties, LLC (“Millcreek”), was named as a defendant in the operative Complaint. [Dkt. 1](#).
5. Through its counsel, Millcreek waived personal service of the Complaint, [Dkt. 24](#), and answered the allegations, [Dkt. 46](#).
6. Millcreek participated in a Rule 26(f) Conference, [Dkt. 47](#), produced initial disclosures, and exchanged written discovery with Plaintiffs.
7. Following the law firm of Parr Brown Gee & Loveless’s Motion to Withdraw as Counsel for Millcreek Commercial Properties, LLC, [Dkt. 86](#), the Court ordered that Plaintiffs “may apply for default herewith.” Minute Order, Dkt. 108.
8. On information and belief, Millcreek is not an infant, in military service, or an incompetent person.
9. Millcreek was served with process in a manner authorized in Fed. R. Civ. P. 4, and waived personal service on August 22, 2023.
10. Millcreek, through Defendant Kevin Long, terminated its counsel and stated that it does not intend to hire replacement counsel.
11. Therefore, Millcreek has failed to defend in this action.

I declare under the penalty of perjury that the foregoing is true and correct.

DATED this March 3, 2025

/s/ Corey D. Riley

Andrew G. Deiss

Corey Riley

Andrew D. Miller

*Attorneys for Plaintiffs*